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PLAN AND WINK COMMUNICATIONS, INC.

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Attorneys for Plaintiff

JANETTE CORBY

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

JANETTE CORBY,

Plaintiff,

v.

UNUM LIFE INSURANCE COMPANY

OF AMERICA as Administrator and

Fiduciary of the Wink Communications,

Inc., Long Term Disability Plan, Wink

Communications, Inc., Long Term

Disability Plan and Wink Communications,

Inc.

Defendants.

CASE NO.: CV 09-05890 WHA

STIPULATION AND ORDER TO
CONTINUE DUE DATE FOR
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT DUE TO
FAMILY MEDICAL EMERGENCY

Original Due Date: July 8, 2010

Proposed Due Date: July 29, 2010

Proposed Hrg. Date: September 9, 2010

Due to a family medical emergency, the parties hereby stipulate by and through their
respective counsel of record to continue the July 8, 2010 deadline for defendant to file a motion
for summary judgment to July 29, 2010. In order to accommodate conflicts in counsel for

1 plaintiff's schedule, the parties stipulate to reset the corresponding hearing date for September 9,
2 2010.

3 GOOD CAUSE exists for this brief continuance as lead counsel for the defendants has
4 been responding to a family medical emergency. Specifically, Ms. Martin's ten-year-old
5 daughter has been hospitalized since last Friday due to newly diagnosed Diabetes I, and is
6 expected to remain in the hospital through this Wednesday or Thursday. The parties are hopeful
7 that this continuance should not interfere with the Court's schedule outside of this one due date
8 and hearing date.

9 The parties therefore respectfully request that the Court continue the due date for the
10 filing of the administrative record and for defendants' motion for summary judgment, such that
11 the record and moving papers **are now due July 29, 2010**, plaintiff's opposition papers are now
12 due on **August 19, 2010**, defendant's reply papers are now due on **August 26, 2010**, for hearing
13 on September 9, 2010.

14
15 SO STIPULATED.

16
17 DATED: July 6, 2010

RIMAC MARTIN, PC

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19 By: /S/ KEVIN GILL
KEVIN GILL

20 Attorneys for Defendants UNUM LIFE INSURANCE
21 COMPANY OF AMERICA; WINK
22 COMMUNICATIONS LONG TERM DISABILITY PLAN
23 AND WINK COMMUNICATIONS, INC.

24 DATED: July 6, 2010

ROBOOSTOFF & KALKIN, P.C.

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26 By: /S/ SCOTT KALKIN
SCOTT KALKIN

27 Attorney for Plaintiff JANETTE CORBY
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~~PROPOSED~~ ORDER

Good cause having been shown, the Court hereby continues the due date for defendants' motion for summary judgment and filing of the administrative record from July 8, 2010 to July 29, 2010. The hearing on defendants' motion for summary judgment and plaintiff's request for discovery is set for September 9, 2010.

SO ORDERED.

DATED: July 7, 2010

